

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

2012 FEB 16 A 10:45

BROADWOOD INVESTMENT FUND)
LLC, et al.,)
)
Petitioners,)
)
v.)
)
UNITED STATES OF AMERICA,)
)
Respondent.)
_____)

CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

Misc. No. 1:12mc DO1
LOO/TCB
(Related to 8:08cv295 (C.D. Cal.))

**RESPONDENT'S MOTION TO COMPEL LARRY J. AUSTIN TO PRODUCE
DOCUMENTS**

Pursuant to Federal Rule of Civil Procedure 45, Respondent United States of America, by and through undersigned counsel, hereby moves this court to compel third-party Larry J. Austin to produce documents and attend his duly noted deposition. The reasons for granting the motion are stated in the accompanying memorandum of law. As detailed in the Declaration of Michael P. Hatzimichalis, counsel for the United States certifies that pursuant to Local Civil Rule 37(E), we have made good faith efforts to confer with Larry J. Austin, Esq. and secure responses to the discovery request at issue without judicial intervention.

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Respectfully submitted,

NEIL H. MACBRIDE
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Attorneys for the United States of America

DATED: February 16, 2012

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 16, 2012, I will serve a true copy of the foregoing to plaintiff, by email and first-class mail, addressed to:

Larry J. Austin, Esq.
8901 Valley Forge Drive
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